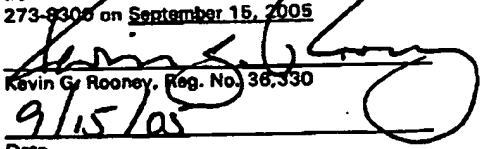


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SEP 15 2005

PATENT

I hereby certify that this correspondence is being transmitted via facsimile to Centralized Fax No. 571-273-8300 on September 15, 2005


Kevin G. Rooney, Reg. No. 36,330
9/15/05
Date

Applicants: James W. Schmitkons et al.
Serial No.: 10/699,288
Filed: October 31, 2003
Group Art Unit: 2881
Examiner: Johnnie L. Smith
Title: LAMP ASSEMBLY AND METHOD OF CONVERTING BETWEEN FLOOD AND FOCUS CONDITIONS
Confirmation No.: 2565
Attorney Ref. No.: NOR-1109

Cincinnati, Ohio

September 15, 2005

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS (37 C.F.R. § 1.191)**

Applicants hereby appeal to the Board of Appeals from the decision of the Primary Examiner mailed March 10, 2005 finally rejecting claims 1-17.

The item(s) checked below are appropriate:

1. Status of Applicant

09/16/2005 HJUDNG1 00000010 233000 10699288

This application is on behalf of

02 FC:1401 500.00 DA
03 FC:1253 570.00 DA

- ☒ other than a small entity.
☐ a small entity.

-1-

A statement

☐ is attached.☐ was already filed on _____.

2. Fee for Filing Notice of Appeal

Pursuant to 37 C.F.R. § 1.17(b), the fee for filing the Notice of Appeal is:

☐ small entity \$250.00
☒ other than a small entity \$500.00

Notice of Appeal fee due \$500.00

3. Extension of Term

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136 apply.

(a) ☒ Applicants petition for an extension of time under 37 C.F.R. § 1.136 for the total number of months checked below:

Extension (months)	Fee for other than small entity	Fee for small entity
_____ one month	\$ 120.00	\$ 60.00
_____ two months	\$ 450.00	\$225.00
<input checked="" type="checkbox"/> three months	\$1,020.00	\$510.00
_____ four months	\$1,590.00	\$795.00

Fee \$ 1020.00

_____ Attached is a check in the amount of \$_____ for the three month extension fee as required by 37 C.F.R. § 1.17(c). If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

☒ An extension for two months has already been secured and the fee paid thereof of \$450.00 is deducted from the total fee due for the total months of extension now requested. Extension fee due with this request \$570.00.

OR

- (b)_____ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

3. Total Fee Due

The total fee due is:

Notice of Appeal fee \$500.00.
Extension fee (if any) \$570.00.

Total Fee due \$1070.00

4. Fee Payment

_____ Attached is a check is the sum of _____.

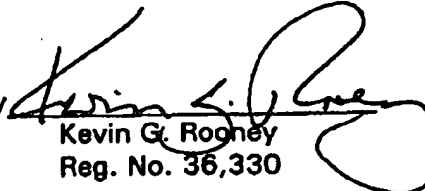
- X The Commissioner is hereby authorized to charge the amount of \$1070.00 for the appeal fee to Deposit Account No. 23-3000. A duplicate of this Notice is attached.

5. Fee Deficiency

- XX Charge any additional fee required or credit any overpayment to Deposit Account No. 23-3000. A duplicate of this Notice is attached.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

By 
Kevin G. Rooney
Reg. No. 36,330

441 Vine Street
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Cincinnati, Ohio 45202
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